

Date: March 1, 2010

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: WALTER PRIKOSZOVICH

Application No.: 10/054,490

For: IMPROVEMENTS IN OR RELATING TO ORGANIC COMPOUNDS

Filed: January 22, 2002

Group Art Unit: 1616

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated August 31, 2009, of the Primary Examiner finally rejecting claims 56, 57, 60, 64, 66-68 and 74-83.

The items checked below are appropriate.

1. ☒ A Petition for a 3 month extension of time to respond to the final rejection, together with the \$ 1110.00 extension fee under 37 C.F.R. §1.17, was filed herewith.
2. ☐ A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1.17, was filed on .
3. ☒ Fee \$540.00
☐ Fee \$270.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
 - ☒ Electronically submitted herewith
 - ☐ Not required (fee paid in prior appeal)
 - ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100 or at the below listed address. All correspondence should continue to be directed to Novartis, Corporate Intellectual Property, One Health Plaza 104/3, East Hanover, NJ 07936-1080.

Respectfully submitted,

/Elizabeth F. Holowacz/
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